

OFFICE OF THE GOVERNOR

BOB RILEY  
GOVERNOR



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## STATE OF ALABAMA

May 6, 2010

The Honorable Raymond H. LaHood  
Secretary  
United States Department of Transportation  
1200 New Jersey Avenue, S.E.  
Washington, DC 20590

Dear Secretary LaHood:

Please find enclosed a State of Alabama's American Recovery and Reinvestment Act of 2009 (ARRA) Supplemental Section 1201 Certification.

This supplemental certificate should be considered in addition to the certification made on May 4, 2009, and not as a replacement or substitute. The supplemental certification covers funds provided to local governments that were omitted from the previous certification due to our strict interpretation of the Section 1201 requirements.

The supplemental certificate includes state gas tax and motor fuel tax projected to be distributed to counties for the period February 17, 2009, through September 30, 2010. These funds distributed to the counties, may or may not be used for the types of projects funded by the ARRA appropriations. In accordance with the Federal Highway Administration's supplemental guidance dated September 24, 2009, these funds will be reported as a state expenditure at the time budget authority is given to the counties.

The attached certification will be available on the State of Alabama website for purposes of transparency and accountability. Should you have any questions please contact Transportation Director Joe McInnes at 334-242-6311.

Sincerely,

A handwritten signature in black ink that reads "Bob Riley". The signature is stylized, with the first letters of the first and last names being large and prominent.

Bob Riley  
Governor

BR/DJM:sfw

ENCLOSURES

**SUPPLEMENTAL CERTIFICATION UNDER SECTION 1201 OF  
THE AMERICAN RECOVERY AND REINVESTMENT ACT:**

Certification of Funds Provided to Local Governments

Pursuant to Title XII, Section 1201 of the American Recovery and Reinvestment Act (Pub. L. 111-5 [February 17, 2009]) ("ARRA"), I, Bob Riley, Governor of the State of Alabama, hereby certify to the Secretary of Transportation that the State of Alabama will maintain its efforts with regard to state funding for the types of projects in DOT "covered programs" funded under ARRA. Pursuant to the Secretary's guidance of February 9, 2010, I am hereby reporting the amount of \$288,550,000 in state gas and motor fuel taxes that are planned to be provided to the counties of the State of Alabama for the period from February 17, 2009, to September 30, 2010. These taxes are collected and distributed by the State of Alabama Department of Revenue according to statutory requirements. I hereby certify that those funds will continue to be provided in accordance with statutory law and will not be supplanted with ARRA funds. The State of Alabama has no control over these funds once they are distributed to the counties and; therefore, makes no certification as to the amount of these funds that the counties plan to expend on the types of projects funded under the Recovery Act.

I understand that if the State of Alabama is unable to maintain the level of funding identified, the State of Alabama will thereafter be prohibited by the Secretary of Transportation from receiving additional limitation on obligations for federal-aid highway and highway safety construction projects that occur after August 1 for fiscal year 2011.

  
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Bob Riley, Governor

Signed this 6<sup>th</sup> day of May 2010.